IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.7419 OF 2004

Citizens Co-operative Bank Ltd
Pune, .. Petitioner

Vs

Shri Ramchandra Shankarrao Mate
and ors. .. Respondents

Mr .P.S.Dani, for the petitioner.

Mr H. Palwe, for respondent nos 1 to 3.

WITH

WRIT PETITION NO.7420 OF 2004

Citizens Co-operative Bank Ltd
Pune, .. Petitioner

Vs

Prakash S. Mhaske and
and ors. .. Respondents

Mr .P.S.Dani, for the petitioner.

Mr A.S. Desai, for respondent nos 1 to 8.

CORAM : D.B.BHOSALE,J.

DATE : 4th November, 2004.

PC:

1. Heard the learned counsel for the parties.

2. The learned counsel appearing for the parties state that the reasons need not be recorded and the petitions be disposed of by the following order.

(i) Respondent nos 1 to 3 in Writ Petition No.7419 of 2004 and Respondent Nos 1 to 8 in Writ Petition No 7420 of 2004 are restrained from disposing of the properties mentioned in the undertakings given by them till the disposal of Writ Petition no.2406 of 2004 or till the interim order passed therein is vacated and for a period of six weeks therefrom.

(ii) It is open for the Enquiry Officer to initiate action for attachment of the properties of the respondents under section 95(4) of the Maharashtra Co-operative Societies Act,1960 within a period of four weeks from the date of either disposal of Writ Petition No.2406 of 2004 or from the date of vacating of the interim orders passed therein.

(iii) The order dated 23.8.2004, impugned in the present writ petition, stands confirmed qua the respondents subject to the aforementioned directions.

(iv) The undertakings given by the respondents are taken on record and marked "X" for identification. The undertakings are accepted subject to the aforementioned directions.

(v) With these directions, both the writ petitions stand disposed of.

(D.B.BHOSALE, J.)